

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CAROL A. ALT,

Civil Action No.: 07CIV6004 (CM)

Plaintiff,

USDS SDNY

DOCUMENT

NOTICE OF MOTION

ELECTRONICALLY FILED

DOC #:

DATE FILED: 12/12/07

-against-

RONALD J. GRESCHNER

NOTICE OF MOTION FOR REARGUMENT AND SUMMARY JUDGMENT

PLEASE TAKE NOTICE that, upon the annexed affidavits of Nancy Ledy Gurren, sworn to the 10<sup>th</sup> day of December, 2007, the affidavit of Donald Fettes, sworn to the 10<sup>th</sup> day of December and the Affidavit of Joseph Sisti, sworn to 6<sup>th</sup> day of December, 2007, the exhibits annexed thereto and upon the annexed Memorandum of Law, defendant Ronald J. Greschner will move this Court at the United States Courthouse for the Southern District of New York, 500 Pearl Street, New York, New York, at a date and time designated by the Court, for an order, (1) pursuant to Local Rule 6.3, granting reargument of this Court's order dated November 26, 2007, and upon reconsideration, declaring defendant's discovery obligations at an end; and (2) pursuant to Federal Rule of Civil Procedure 56(c), granting summary judgment in favor of the defendant, on the grounds of both untimeliness and plaintiff's complete lack of proof.

Dated: December 10, 2007

Respectfully submitted,

*Nancy Ledy-Gurren*  
 Nancy Ledy-Gurren (2186)  
 LEDY GURREN BASS & SIFF, LLP  
 Attorneys for Defendant  
 475 Park Avenue South, 8<sup>th</sup> Floor  
 New York, New York 10016

*12/12/07*  
 1) The motion for reargument is denied.  
 2) The motion for summary judgment is denied or remanded.  
*Failure by defendant to timely file my demand for a pretrial conference order will result in a default order.*

To: Richard A. Roth, Esq.  
THE ROTH LAW FIRM, PLLC  
*Attorneys for Plaintiff*  
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